

**COMBINED NOTICE OF APPEAL FROM THE PRIMARY EXAMINER TO THE  
BOARD OF PATENT APPEALS AND INTERFERENCES & PETITION FOR  
EXTENSION OF TIME UNDER 37 C.F.R. 1.136(a) (Large Entity)**

Docket No.  
**CRI-3US**

**In Re Application Of: Donald Mickle et al.**

Serial No.	Filing Date	Examiner	Group Art Unit
09/363,100	July 29, 1999	Afremova, Vera	1651

**Invention: MESENCHYMAL STEM CELL TRANSPLANTATION INTO DAMAGED MYOCARDIUM**

**TO THE ASSISTANT COMMISSIONER FOR PATENTS:**

This is a combined Notice of Appeal from the Primary Examiner to the Board of Patent Appeals and Interferences and petition under the provisions of 37 CFR 1.136(a) to extend the period for filing a response to the Office Action of  
July 2, 2002 in the above-identified application.  
*Date*

Applicant(s) hereby appeal(s) to the Board of Patent Appeals and Interferences from the decision of the Primary Examiner dated July 2, 2002 finally rejecting Claim(s) 1, 2, and 4 through 11.

**Applicant(s) hereby request(s) an extension of time of (check desired time period):**

One month       Two months       Three months       Four months       Five months

from: **October 2, 2002**      until: **January 2, 2003**

The fee for the Notice of Appeal and Extension of Time has been calculated as shown below:

**Fee for Notice of Appeal:** \$320.00

**Fee for Extension of Time:** \$920.00

**TOTAL FEE FOR NOTICE OF APPEAL AND EXTENSION OF TIME:** \$1,240.00

The fee for the Notice of Appeal and extension of time is to be paid as follows:

- A check in the amount of \_\_\_\_\_ for the Notice of Appeal and extension of time is enclosed.

Please charge Deposit Account No. 07-1074 in the amount of \_\_\_\_\_  
A duplicate copy of this sheet is enclosed.

The Commissioner is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account No. 07-1074  
A duplicate copy of this sheet is enclosed.  
 Any additional filing fees required under 37 C.F.R. 1.16.  
 Any patent application processing fees under 37 CFR 1.17.

If an additional extension of time is required, please consider this a petition therefor and charge any additional fees which may be required to Deposit Account No. 07-1074 A duplicate copy of this sheet is enclosed.

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Invention: **MESENCHYMAL STEM CELL TRANSPLANTATION INTO DAMAGED MYOCARDIUM****TO THE ASSISTANT COMMISSIONER FOR PATENTS:**

This combined Notice of Appeal from the Primary Examiner to the Board of Patent Appeals and Interferences and petition for extension of time under 37 CFR 1.136(a) is respectfully submitted by the undersigned:

  
*Madge R. Kanter*  
SignatureDated: December 26, 2002

**Madge R. Kanter**  
Reg. No. 35,211

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I certify that this document and authorization to charge deposit account is being facsimile transmitted to the United States Patent and Trademark Office (Fax. No.

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(Date)

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Signature of Person Mailing Correspondence

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CC:

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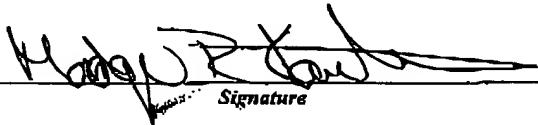
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